1		THE HONORABLE JAMES L. ROBART
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7	UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE	
9	AT SEF	T T L L
10	DEEP9 CORPORATION,	No. 2:11-cv-00035-JLR
11	Plaintiff,	NOTICE OF APPEAL
12	V.	
13	BARNES & NOBLE, INC. and BARNESANDNOBLE.COM, LLC,	
14	Defendants.	
15		J
16	Notice is hereby given that Deep9 Corporation, Plaintiff in the above-named case,	
17	hereby appeals to the United States Court of Appeals for the Federal Circuit from the	
18	Judgment (Dkt. No. 277) and Order Granting Summary Judgment (Dkt. No. 276) in favor of	
19	defendants entered in this action on the 21 st day of September, 2012.	
20	Dated this 16th day of October, 2012.	
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<i>41</i>	NOTICE OF APPEAL	HOGAN LOVELLS US LLP

NOTICE OF APPEAL (NO. 2:11-CV-00035-JLR) - 1 4354/004/260729.1 \\040303/000001 - 1027666 v1

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1	CERTIFICATE OF SERVICE	
2	I hereby certify that on October 16, 2012, I electronically filed the foregoing with the	
3	Clerk of the Court using the CM/ECF system which will send electronic notification to all	
4	counsel of record.	
5	Dated this 16 th day of October, 2012.	
6		
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